

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

**VIRNETX INC., and
SCIENCE APPLICATIONS
INTERNATIONAL CORPORATION,**

Plaintiffs,

v.

APPLE INC.,

Defendant.

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**Civil Action No. 6:12-cv-00855-RWS
LEAD CONSOLIDATED CASE**

JURY TRIAL DEMANDED

VIRNETX'S REQUESTED TIME FOR JURY SELECTION AND TRIAL

Plaintiff VirnetX Inc. ("VirnetX") estimates and hereby respectfully requests that the probable length of trial with Apple Inc. will be 6 days. VirnetX requests 13 hours per side for direct, cross, and rebuttal examinations.¹ VirnetX further requests 30 minutes per side for *voir dire*, 45 minutes per side for an opening statement, and 45 minutes per side for closing arguments.

DATED: January 5, 2016

Respectfully submitted,

CALDWELL CASSADY & CURRY

/s/ Bradley W. Caldwell
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Jason D. Cassady

¹ VirnetX believes that this trial can be conducted in approximately 13 hours per side, in line with the typical practice in this District. VirnetX has already withdrawn a damages theory, and VirnetX has reached out to Apple in an attempt to further streamline this case beyond the claims and references allowed under the Model Order, including with proposals that could remove one or two patents from the trial. Apple's refusal (thus far) to engage with VirnetX on further streamlining this trial should not be rewarded with 25 hours of trial time.

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**ATTORNEYS FOR PLAINTIFF
VIRNETX INC.**

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who have consented to electronic service on this 5th day January, 2016. Local Rule CV-5(a)(3)(A).

/s/ Bradley W. Caldwell
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